



06-08-04

1637
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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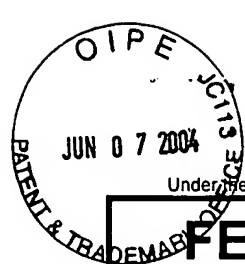
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/087,229
		Filing Date	February 27, 2002
		First Named Inventor	CHOU, QUIN
		Group Art Unit	1637
		Examiner Name	Young J. Kim
Total Number of Pages in This Submission	4	Attorney Docket Number	BIOS-001
ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):	Remarks
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual Name	BRET E. FIELD, Reg. No. 37,620		
Signature			
Date	June 7, 2004		

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile filed under 37 C.F.R. §§ 1.6(d) and 1.8(a)(1)(b) addressed to: 703-872-9306 on this date: June 7, 2004.

Typed or printed name	Donna Macedo	Date	June 7, 2004
Signature			

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Complete if Known

Application Number 10/087,229

Filing Date February 27, 2002

First Named Inventor CHOU, QUIN

Examiner Name KIM, YOUNG J.

Art Unit 1637

Attorney Docket No. BIOS-001

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$110.00)

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money ☐ Other ☐ None
Order☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

50-0815

Bozicevic, Field & Francis LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge Any Additional Fee(s) Required under 37 C.F.R. 1.17.☐ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee Description
1001 770 2001 385		Utility filing fee
1002 340 2002 170		Design filing fee
1003 530 2003 265		Plant filing fee
1004 770 2004 385		Reissue filing fee
1005 160 2005 80		Provisional filing fee

Fee Paid

SUBTOTAL (1)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	x	=
Indep. Claims	-3** =	x	=
Multiple Dependent			=

Large Entity Small Entity

Large Entity Fee Code	Small Entity Fee Code	Fee Description
1202 18 2202 9		Claims in excess of 20
1201 86 2201 43		Independent claims in excess of 3
1203 290 2203 145		Multiple dependent claim, if not paid
1204 86 2204 43		** Reissue independent claims over original patent
1205 18 2205 9		** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Large Entity Fee Code	Small Entity Fee Code	Fee Description
1051 130 2051 65		Surcharge - late filing fee or oath
1052 50 2052 25		Surcharge - late provisional filing fee or cover sheet
1053 130 1053 130		Non-English specification
1812 2,520 1812 2,520		For filing a request for ex parte reexamination
1804 920* 1804 920*		Requesting publication of SIR prior to Examination action
1805 1,840* 1805 1,840*		Requesting publication of SIR after Examiner action
1251 110 2251 55		Extension for reply within first month
1252 420 2252 210		Extension for reply within second month
1253 950 2253 475		Extension for reply within third month
1254 1,480 2254 740		Extension for reply within fourth month
1255 2,010 2255 1,005		Extension for reply within fifth month
1401 330 2401 165		Notice of Appeal
1402 330 2402 165		Filing a brief in support of an appeal
1403 290 2403 145		Request for oral hearing
1451 1,510 1451 1,510		Petition to institute a public use proceeding
1452 110 2452 55		Petition to revive - unavoidable
1453 1,330 2453 665		Petition to revive - unintentional
1501 1,330 2501 665		Utility issue fee (or reissue)
1502 480 2502 240		Design issue fee
1503 640 2503 320		Plant issue fee
1406 130 1460 130		Petitions to the Commissioner
1807 50 1807 50		Processing fee under 37 CFR 1.17(q)
1806 180 1806 180		Submission of Information Disclosure Stmt
8021 40 8021 40		Recording each patent assignment per property (times number of properties)
1809 770 2809 385		Filing a submission after final rejection (37 CFR § 1.129(a))
1810 770 2810 385		For each additional invention to be examined (37 CFR § 1.129(b))
1801 770 2801 385		Request for Continued Examination (RCE)
1802 900 1802 900		Request for expedited examination of a design application

Fee Paid

110.00

Other fee (specify) Terminal Disclaimer

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

110.00

SUBMITTED BY**Complete (if applicable)**

Name (Print/Type) Bret E. Field

Registration No. (Attorney/Agent)

37,620

Telephone

(650) 833-7770

Signature

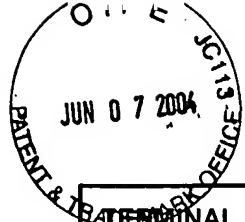
Date

06/07/2004

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)

BIOS-001

In re Application of: METHODS OF USING FET LABELED OLIGONUCLEOTIDES THAT INCLUDE A 3'-5' EXONUCLEASE RESISTANT QUENCHER DOMAIN AND COMPOSITIONS FOR PRACTICING THE SAME

Application No.: 10/087,229

Filed: February 27, 2002

For: METHODS OF USING FET LABELED OLIGONUCLEOTIDES THAT INCLUDE A 3'-5' EXONUCLEASE RESISTANT QUENCHER DOMAIN AND COMPOSITIONS FOR PRACTICING THE SAME

The owner, BioSource International, Inc., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/222,943, filed on August 15, 2002, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

Signature

06/07/2004
Date

06/10/2004 HMEKDNEN 00000123 500815 10087229

01 FC 2814 55.00 DA

Bret E. Field

Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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